

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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AWILDA GOMEZ

Plaintiff,

07 CIV. 9296 (CLB)(GAY)

-against-

**NOTICE OF MOTION**

VILLAGE OF SLEEPY HOLLOW, DETECTIVE  
JOSE QUINOY in his individual and official  
capacity, POLICE OFFICER ELDRYK EBEL in  
his individual and official capacity, POLICE  
OFFICER MIKE GASKER in his individual and  
official capacity, LIEUTENANT BARRY  
CAMPBELL in his individual and official capacity,  
LIEUTENANT GABRIEL HAYES in his  
individual and official capacity, SERGEANT  
WOOD in his individual and official capacity,  
CHIEF OF POLICE JIMMY WARREN in his  
individual and official capacity, and POLICE  
OFFICERS JOHN DOES 1 – 4,


Defendants.  
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**PLEASE TAKE NOTICE** that, pursuant to Rule 12(c) of the Federal Rules of Civil Procedure, and Individual Practices of the Honorable Charles L. Brieant, upon the Declaration of Jennifer E. Sherven, all of the exhibits annexed thereto, and the accompanying Memorandum of Law, the individual defendants, DETECTIVE JOSE QUINOY, POLICE OFFICER ELDRYK EBEL, POLICE OFFICER MIKE GASKER, LIEUTENANT BARRY CAMPBELL, LIEUTENANT GABRIEL HAYES, SERGEANT WOOD, CHIEF OF POLICE JIMMY WARREN, and POLICE OFFICERS JOHN DOES 1 – 4, will move this Court before the Honorable Charles L. Brieant, on June 13, 2008, at the United States District Court for the Southern District of New York, located at 300 Quarropas Street, White Plains, New York, at 10:00 a.m., or as soon thereafter as counsel may be heard, for an Order, pursuant to Fed. R. Civ.

P. 12(c), dismissing this action as against the individual defendants on the ground of qualified immunity and for such other and further relief as this Court deems just, equitable and proper.

Dated: Mineola, New York  
April 16, 2008

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Our File No.: 07-157

By:   
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Jennifer E. Sherven (JS-4195)

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File No.: 01-2031